

McCrery	Regula	Stump
McInnis	Rehberg	Sununu
McKeon	Reynolds	Sweeney
Mica	Riley	Tancred
Miller, Gary	Rogers (KY)	Tauzin
Moran (KS)	Rogers (MI)	Taylor (NC)
Morella	Rohrabacher	Terry
Myrick	Ros-Lehtinen	Thomas
Nethercutt	Roukema	Thornberry
Ney	Royce	Thune
Northup	Ryan (WI)	Tiahrt
Norwood	Ryun (KS)	Tiberi
Nussle	Saxton	Toomey
Osborne	Schaffer	Trafigant
Ose	Schrock	Upton
Otter	Sensenbrenner	Vitter
Oxley	Sessions	Walden
Paul	Shadegg	Walsh
Pence	Shaw	Wamp
Peterson (PA)	Shays	Watkins (OK)
Petri	Sherwood	Watts (OK)
Pickering	Shimkus	Weldon (FL)
Pitts	Shuster	Weldon (PA)
Platts	Simmons	Weller
Pombo	Simpson	Whitfield
Portman	Skeen	Wicker
Pryce (OH)	Smith (MI)	Wilson
Putnam	Smith (NJ)	Wolf
Quinn	Smith (TX)	Young (AK)
Radanovich	Souder	Young (FL)
Ramstad	Stearns	

NAYS—207

Abercrombie	Ford	McGovern
Ackerman	Frank	McIntyre
Allen	Frost	McKinney
Andrews	Gephardt	McNulty
Baca	Gonzalez	Meehan
Baird	Gordon	Meek (FL)
Baldacci	Green (TX)	Meeks (NY)
Baldwin	Gutierrez	Menendez
Barcia	Hall (OH)	Millender-
Barrett	Harman	McDonald
Becerra	Hastings (FL)	Miller, George
Bentsen	Hill	Mink
Berkley	Hilliard	Mollohan
Berman	Hinchey	Moore
Berry	Hinojosa	Moran (VA)
Bishop	Hoefel	Murtha
Blagojevich	Holden	Nadler
Blumenauer	Holt	Napolitano
Bonior	Honda	Neal
Borski	Hookey	Oberstar
Boswell	Hoyer	Obey
Boucher	Inslee	Olver
Brady (PA)	Israel	Ortiz
Brown (FL)	Jackson (IL)	Owens
Brown (OH)	Jackson-Lee	Pallone
Capps	(TX)	Pascarell
Capuano	Jefferson	Pastor
Cardin	John	Payne
Carson (IN)	Johnson, E. B.	Pelosi
Carson (OK)	Jones (OH)	Peterson (MN)
Clay	Kanjorski	Phelps
Clayton	Kaptur	Pomeroy
Clement	Kennedy (RI)	Price (NC)
Clyburn	Kildee	Rahall
Condit	Kilpatrick	Rangel
Conyers	Kind (WI)	Reyes
Costello	Klecicka	Rivers
Coyne	Kucinich	Rodriguez
Cramer	LaFalce	Roemer
Crowley	Lampson	Ross
Cummings	Langevin	Rothman
Davis (CA)	Lantos	Roybal-Allard
Davis (FL)	Larsen (WA)	Rush
Davis (IL)	Larson (CT)	Sabo
DeFazio	Lee	Sanchez
DeGette	Levin	Sanders
Delahunt	Lewis (GA)	Sandlin
DeLauro	Lipinski	Sawyer
Deutsch	Lofgren	Schakowsky
Dicks	Lowe	Schiff
Dingell	Lucas (KY)	Scott
Doggett	Luther	Serrano
Dooley	Maloney (CT)	Sherman
Doyle	Maloney (NY)	Shows
Edwards	Markey	Skelton
Engel	Mascara	Slaughter
Eshoo	Matheson	Smith (WA)
Etheridge	Matsui	Snyder
Evans	McCarthy (MO)	Solis
Farr	McCarthy (NY)	Spratt
Fattah	McCollum	Stark
Filner	McDermott	Stenholm

Strickland	Tierney	Watt (NC)
Stupak	Turner	Waxman
Tanner	Udall (CO)	Weiner
Tauscher	Udall (NM)	Wexler
Taylor (MS)	Velázquez	Woolsey
Thompson (CA)	Viscosky	Wu
Thompson (MS)	Waters	Wynn
Thurman	Watson (CA)	

NOT VOTING—8

□ 1400

Mr. PETRI changed his vote from “nay” to “yea.”

So the previous question was ordered.
The result of the vote was announced as above recorded.

NATIONAL SIMULTANEOUS
PLEDGE OF ALLEGIANCE

The SPEAKER. Pursuant to the order of the House of October 11, 2001, the Chair recognizes the gentleman from California (Mr. Cox) to lead us in the Pledge of Allegiance.

Mr. COX. Please join with me and millions of American teachers and students as we recite the Pledge of Allegiance.

Mr. COX led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

PROVIDING FOR CONSIDERATION
OF H.R. 2975, PATRIOT ACT OF 2001

The SPEAKER pro tempore (Mr. LAHOOD). The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Ms. SLAUGHTER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 214, noes 208, not voting 9, as follows:

[Roll No. 384]

AYES—214

Akin	Camp	Duncan
Armey	Cannon	Dunn
Bachus	Cantor	Ehlers
Baker	Capito	Ehrlich
Ballenger	Castle	Emerson
Barr	Chambliss	English
Bartlett	Coble	Everett
Bass	Collins	Ferguson
Bereuter	Combest	Flake
Biggert	Cooksey	Fletcher
Bilirakis	Cox	Foley
Boehert	Crane	Forbes
Boehner	Crenshaw	Fossella
Bonilla	Cubin	Frelinghuysen
Bono	Culberson	Gallely
Brady (TX)	Davis, Jo Ann	Ganske
Brown (SC)	Davis, Tom	Gekas
Bryant	Deal	Gibbons
Burr	DeLay	Gilchrest
Burton	DeMint	Gilman
Buyer	Diaz-Balart	Goode
Callahan	Doolittle	Goodlatte
Calvert	Dreier	Goss

Graham	Linder	Sensenbrenner
Granger	LoBiondo	Sessions
Graves	Lucas (OK)	Shadegg
Green (WI)	Manzullo	Shaw
Greenwood	McCrery	Shays
Grucci	McInnis	Sherwood
Gutknecht	McKeon	Shimkus
Hall (TX)	Mica	Shows
Hansen	Miller, Gary	Shuster
Hart	Moran (KS)	Simmons
Hastert	Morella	Simpson
Hastings (WA)	Myrick	Skeen
Hayes	Nethercutt	Smith (MI)
Hayworth	Ney	Smith (NJ)
Hefley	Northup	Smith (TX)
Herger	Norwood	Souder
Hilleary	Nussle	Stearns
Hobson	Osborne	Stump
Hoekstra	Ose	Sununu
Horn	Otter	Sweeney
Hostettler	Oxley	Tancred
Houghton	Paul	Tauzin
Hulshof	Pence	Taylor (NC)
Hunter	Peterson (PA)	Terry
Hyde	Pickering	Thomas
Isakson	Pitts	Thornberry
Issa	Platts	Thune
Istook	Pombo	Tiahrt
Jenkins	Portman	Tiberi
Johnson (CT)	Pryce (OH)	Toomey
Johnson (IL)	Putnam	Trafigant
Johnson, Sam	Quinn	Upton
Jones (NC)	Radanovich	Vitter
Keller	Ramstad	Walden
Kelly	Regula	Walsh
Kennedy (MN)	Rehberg	Wamp
Kerns	Reynolds	Watkins (OK)
King (NY)	Riley	Watts (OK)
Kingston	Rogers (KY)	Weldon (FL)
Kirk	Rogers (MI)	Weldon (PA)
Knollenberg	Rohrabacher	Weller
Kolbe	Ros-Lehtinen	Whitfield
LaHood	Roukema	Wicker
Largent	Royce	Wilson
Latham	Ryan (WI)	Wolf
LaTourette	Ryun (KS)	Young (AK)
Leach	Saxton	Young (FL)
Lewis (CA)	Schaffer	
Lewis (KY)	Schrock	

NOES—208

Abercrombie	Davis (FL)	Jackson-Lee
Ackerman	Davis (IL)	(TX)
Allen	DeFazio	Jefferson
Andrews	DeGette	John
Baca	Delahunt	Johnson, E. B.
Baird	DeLauro	Jones (OH)
Baldacci	Deutsch	Kanjorski
Baldwin	Dicks	Kaptur
Barcia	Dingell	Kennedy (RI)
Barrett	Doggett	Kildee
Becerra	Dooley	Kilpatrick
Bentsen	Doyle	Kind (WI)
Berkley	Edwards	Klecicka
Berman	Engel	Kucinich
Berry	Eshoo	LaFalce
Bishop	Etheridge	Lampson
Blagojevich	Evans	Langevin
Blumenauer	Farr	Lantos
Bonior	Fattah	Larsen (WA)
Borski	Filner	Larson (CT)
Boswell	Ford	Lee
Boucher	Frank	Levin
Brady (PA)	Frost	Lewis (GA)
Brown (FL)	Gephardt	Lipinski
Brown (OH)	Gonzalez	Lofgren
Capps	Gordon	Lowe
Capuano	Green (TX)	Lucas (KY)
Cardin	Gutierrez	Luther
Carson (IN)	Hall (OH)	Maloney (CT)
Carson (OK)	Harman	Maloney (NY)
Chabot	Hastings (FL)	Markey
Clay	Hill	Mascara
Clayton	Hilliard	Matheson
Clement	Hinchey	Matsui
Clyburn	Hinojosa	McCarthy (MO)
Condit	Hoefel	McCarthy (NY)
Conyers	Holden	McCollum
Costello	Holt	McDermott
Coyne	Honda	McGovern
Cramer	Hooley	McIntyre
Crowley	Hoyer	McKinney
Cummings	Inslee	McNulty
Cunningham	Israel	Meehan
Davis (CA)	Jackson (IL)	Meek (FL)

Meeks (NY)	Price (NC)	Spratt
Menendez	Rahall	Stark
Millender-McDonald	Rangel	Stenholm
Miller, George	Reyes	Strickland
Mink	Rivers	Stupak
Moore	Rodriguez	Tanner
Moran (VA)	Roemer	Tauscher
Murtha	Ross	Taylor (MS)
Nadler	Rothman	Thompson (CA)
Napolitano	Roybal-Allard	Thompson (MS)
Neal	Rush	Thurman
Oberstar	Sabo	Tierney
Obey	Sanchez	Turner
Olver	Sanders	Udall (CO)
Ortiz	Sandlin	Udall (NM)
Owens	Sawyer	Velázquez
Pallone	Schakowsky	Visclosky
Pascarell	Schiff	Waters
Pastor	Scott	Watson (CA)
Payne	Serrano	Watt (NC)
Pelosi	Sherman	Waxman
Peterson (MN)	Skelton	Weiner
Petri	Slaughter	Wexler
Phelps	Smith (WA)	Woolsey
Pomeroy	Snyder	Wu
	Solis	Wynn

NOT VOTING—9

Aderholt	Boyd	Miller (FL)
Barton	Gillmor	Mollohan
Blunt	McHugh	Towns

□ 1418

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

MODIFICATION TO AMENDMENT TO H.R. 2975, PATRIOT ACT OF 2001

Ms. WATERS. Mr. Speaker, I ask unanimous consent that during consideration of H.R. 2975, pursuant to H.Res. 264, the amendment considered as adopted pursuant to that rule be modified by striking section 1001 and renumbering the remaining section accordingly.

The SPEAKER pro tempore (Mr. NETHERCUTT). Is there objection to the request of the gentlewoman from California?

There was no objection.

PATRIOT ACT OF 2001

Mr. SENSENBRENNER. Mr. Speaker, pursuant to House Resolution 264, I call up the bill (H.R. 2975) to combat terrorism, and for other purposes, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 264, the bill is considered read for amendment.

The text of H.R. 2975 is as follows:

H. R. 2975

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Provide Appropriate Tools Required to Intercept and Obstruct Terrorism (PATRIOT) Act of 2001”.

SEC. 2. TABLE OF CONTENTS.

The following is the table of contents for this Act:

Sec. 1. Short title.
Sec. 2. Table of contents.
Sec. 3. Construction; severability.

TITLE I—INTELLIGENCE GATHERING

Subtitle A—Electronic Surveillance

Sec. 101. Modification of authorities relating to use of pen registers and trap and trace devices.
Sec. 102. Seizure of voice-mail messages pursuant to warrants.
Sec. 103. Authorized disclosure.
Sec. 104. Savings provision.
Sec. 105. Interception of computer trespasser communications.
Sec. 106. Technical amendment.
Sec. 107. Scope of subpoenas for records of electronic communications.
Sec. 108. Nationwide service of search warrants for electronic evidence.
Sec. 109. Clarification of scope.
Sec. 110. Emergency disclosure of electronic communications to protect life and limb.
Sec. 111. Use as evidence.
Sec. 112. Reports concerning the disclosure of the contents of electronic communications.

Subtitle B—Foreign Intelligence Surveillance and Other Information

Sec. 151. Period of orders of electronic surveillance of non-United States persons under foreign intelligence surveillance.
Sec. 152. Multi-point authority.
Sec. 153. Foreign intelligence information.
Sec. 154. Foreign intelligence information sharing.
Sec. 155. Pen register and trap and trace authority.
Sec. 156. Business records.
Sec. 157. Miscellaneous national-security authorities.
Sec. 158. Proposed legislation.
Sec. 159. Presidential authority.
Sec. 160. Sunset.

TITLE II—ALIENS ENGAGING IN TERRORIST ACTIVITY

Subtitle A—Detention and Removal of Aliens Engaging in Terrorist Activity

Sec. 201. Changes in classes of aliens who are ineligible for admission and deportable due to terrorist activity.
Sec. 202. Changes in designation of foreign terrorist organizations.
Sec. 203. Mandatory detention of suspected terrorists; habeas corpus; judicial review.
Sec. 204. Multilateral cooperation against terrorists.
Sec. 205. Changes in conditions for granting asylum and asylum procedures.
Sec. 206. Protection of northern border.
Sec. 207. Requiring sharing by the Federal Bureau of Investigation of certain criminal record extracts with other Federal agencies in order to enhance border security.

Subtitle B—Preservation of Immigration Benefits for Victims of Terrorism

Sec. 211. Special immigrant status.
Sec. 212. Extension of filing or reentry deadlines.
Sec. 213. Humanitarian relief for certain surviving spouses and children.
Sec. 214. “Age-out” protection for children.
Sec. 215. Temporary administrative relief.
Sec. 216. Evidence of death, disability, or loss of employment.
Sec. 217. No benefits to terrorists or family members of terrorists.
Sec. 218. Definitions.

TITLE III—CRIMINAL JUSTICE

Subtitle A—Substantive Criminal Law

Sec. 301. Statute of limitation for prosecuting terrorism offenses.

Sec. 302. Alternative maximum penalties for terrorism crimes.

Sec. 303. Penalties for terrorist conspiracies.

Sec. 304. Terrorism crimes as RICO predicates.

Sec. 305. Biological weapons.

Sec. 306. Support of terrorism through expert advice or assistance.

Sec. 307. Prohibition against harboring.

Sec. 308. Post-release supervision of terrorists.

Sec. 309. Definition.

Sec. 310. Civil damages.

Subtitle B—Criminal Procedure

Sec. 351. Single-jurisdiction search warrants for terrorism.

Sec. 352. DNA identification of terrorists.

Sec. 353. Grand jury matters.

Sec. 354. Extraterritoriality.

Sec. 355. Jurisdiction over crimes committed at United States facilities abroad.

Sec. 356. Special agent authorities.

TITLE IV—FINANCIAL INFRASTRUCTURE

Sec. 401. Laundering the proceeds of terrorism.

Sec. 402. Material support for terrorism.

Sec. 403. Assets of terrorist organizations.

Sec. 404. Technical clarification relating to provision of material support to terrorism.

Sec. 405. Disclosure of tax information in terrorism and national security investigations.

Sec. 406. Extraterritorial jurisdiction.

TITLE V—EMERGENCY AUTHORIZATIONS

Sec. 501. Office of Justice programs.

Sec. 502. Attorney General's authority to pay rewards.

Sec. 503. Limited authority to pay overtime.

Sec. 504. Department of State reward authority.

TITLE VI—DAM SECURITY

Sec. 601. Security of reclamation dams, facilities, and resources.

TITLE VII—MISCELLANEOUS

Sec. 701. Employment of translators by the Federal Bureau of Investigation.

Sec. 702. Review of the Department of Justice.

SEC. 3. CONSTRUCTION; SEVERABILITY.

Any provision of this Act held to be invalid or unenforceable by its terms, or as applied to any person or circumstance, shall be construed so as to give it the maximum effect permitted by law, unless such holding shall be one of utter invalidity or unenforceability, in which event such provision shall be deemed severable from this Act and shall not affect the remainder thereof or the application of such provision to other persons not similarly situated or to other, dissimilar circumstances.

TITLE I—INTELLIGENCE GATHERING

Subtitle A—Electronic Surveillance

SEC. 101. MODIFICATION OF AUTHORITIES RELATING TO USE OF PEN REGISTERS AND TRAP AND TRACE DEVICES.

(a) GENERAL LIMITATION ON USE BY GOVERNMENTAL AGENCIES.—Section 3121(c) of title 18, United States Code, is amended—

(1) by inserting “or trap and trace device” after “pen register”;

(2) by inserting “, routing, addressing,” after “dialing”; and

(3) by striking “call processing” and inserting “the processing and transmitting of wire and electronic communications”.

(b) ISSUANCE OF ORDERS.—

(1) IN GENERAL.—Subsection (a) of section 3123 of title 18, United States Code, is amended to read as follows: